Supreme Court, U.S.
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No. 10-32

In The

Supreme Court of the United States

BARRY CEMINCHUK

Petitioner

vs.

BARACK H. OBAMA
President of the United States

Respondent

On Petition for Writ of Certiorari to the
United States Court of Appeals
for the District of Columbia

PETITION FOR REHEARING

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SUMMARY

This case is a claim for all who have lost jobs and contracts and who would have applied/bid, by the election rigging scheme of using race and gender preferences to rig government jobs and contracts. And, if the actions were to continue, a claim to make government jobs and contracts available, along with a payment for Goodwill, for the political party I will start. The case also involved a Motion To Disqualify Democratic Party Appointed Judges as they were chosen to protect the actions in this case.

Serious issues were raised, see heading DENIAL, answers to the questions in my Petition.

GROUNDS

The grounds are I have new information, questions and legal lessons for the court, and the denial of the Petition is unconstitutional and has consequences.

QUESTIONS

The denial raises questions for you Supreme

Court judges:

1. Was any pressure put on any judge to protect preferences? I read an article entitled "Congresswoman Gives Supreme Court Minority Quota Mandate" (from Judicial Watch) discussing Justice Thomas being pressured about quotas at a hearing discussing funding for police protection for you judges.

2. As this court did not even ask the Respondent to respond to my points, which is allowing a politician to hide behind judges, I ask whether this court was influenced by the Respondent (or his staff, political party members, etc.)?

3. Was the denial of my Petition in any way related to Justice Bryer's recent book "Making Our Democracy Work"? He seems like a nice guy but many points in my Petition are against points in his book.

4. As I said, if the actions are going to continue I want the same benefits (government jobs and contracts) for my political party, I ask is the Supreme Court favoring politicians?

5. As pointed out in the Supplemental Brief, I should not have to say any more, that my points are to be taken as true and correct, and that I have held back points because the thieves keep trying to change their story, I should have WON THE CASE, I ask what is this court doing blocking a case that has been won?

Tell the people what is really going on.

STANDING

Another standing point, that of course will be ignored, new information is I have been reluctant to discuss my research and development ideas because of trade secrets and that you people cannot be trusted, you are thieves and may try to steal my ideas. In the District Court, with the Surreply, the Plaintiff's Response To Defendant's Reply ..., I discussed ideas that could be used to develop counter measures for weapons fired at friendly troops or the President and possibly this court.

These ideas included using my computer knowledge to develop ways to confuse programming

on a computer guided missile that would send it off target (e.g. if the system uses a compass have false magnetic fields and turn them on and off) and a way to divert laser guided bombs (computer controlled surfaces that change the target). Care must be taken not to affect navigation systems and endanger armed forces personnel and civilians. Also ideas for using computers to improve stealth technology. I point out there are Canadian and American troops in Afghanistan and the Americans have the weapons. SERIOUS, and obviously too serious for silly judges and politicians who try to play these silly legal games.

This shows "able and ready" (*Florida General Contractors v. Jacksonville 508 U.S. 656, 666*), just like my experience with Information Technology also shows "able and ready", and my political party, which you are trying to ignore. And these are specific, not general. I have done and can do many things. With bidding, competent adults in business try to control expenses and use sales resources to generate revenue. Only a moron would waste money trying to bid on a contract they cannot get. You should not be questioning my business knowledge. And if you treat me like this do not expect me to help defend you.

DENIAL

With the denial of my Petition the answers to the questions in my Petition are:

Q1. YES, the Supreme Court is part of the scheme to protect politicians, and judges that rig a case, to protect the stealing, corruption, election rigging (18 U.S.C. Elections Chapter crimes, Section 600 and other laws), Bribery (Constitution Article II, Section IV), money funnelling ($ Billions per year), kickback schemes of politicians.

Q2. NO, people who had jobs and businesses stolen from them, and those deterred from applying/bidding, by the race and gender preference/set-aside schemes, which are illegal and unconstitutional and known, are not to be compensated, and YES, this is some third world country, and YES, this court is part of the steal crowd.

Q3. NO, judges do not work for the people but are lackeys of politicians, and YES politicians can choose judges to protect their election rigging, etc., which are a conspiracy to rig court cases, conspiracy to protect the actions and protect election rigging,

and a conspiracy to subvert the Constitution.

Q4. NO, the court favors certain politicians and the Plaintiff's political party is not entitled to the same benefits.

Q5. NO, the court is too dumb to understand they are being used by politicians, or have no integrity or honor.

Q6. NO, the court wants to steal from others but does not want to give up their job.

Q7. YES, the court is surreptitiously barring Barry Ceminchuk from court using a false issue (rigging a case by ignoring many precedents and relevant points) to protect election rigging, etc. politicians.

Q8. NO, mankind cannot govern themselves, supposedly smart people are either crooked or too stupid.

With the treatment of this case by the Respondent and the court, I have flushed out the true character of The President and The Supreme Court of the United States, that you are all part of the steal from Asian, Mid-Eastern, White people and men crowd. You are thieves. And you jerk the victims around with drivel, typical of thieves, steal and so what. You should TELL THE PEOPLE WHAT YOU

REALLY ARE so the people can hold you accountable, that you want to steal jobs and contracts, and even education places from decent hardworking Asian, Mid-Eastern, White people and men, that they have no rights, they do not matter, they are crap, so some two-bit politician can be a hero to feminist and ethnic interest groups trying to steal for themselves and get votes and kickbacks from them. Tell the people, especially some Asian, Mid-Eastern or White guy and his wife and kids, in those words.

You are what you are supposed to be against and too dumb to realize it. Justice Bryer in his book "Making Our Democracy Work" discusses the treatment of the Cherokee (stealing) and Dred Scott (no rights) and the shame with such. You are doing the same thing today, stealing from people (jobs, contracts and education places) and no rights (stealing and blocking court cases), you are just doing the same thing to different people, Asian, Mid-Eastern, White people and men. If you want to know what the people who did and protected these actions, and even people that protected slavery (stealing, no rights) were like, all you have to do is look at yourselves. They had their drivel, you have yours.

You are the same kind of people. And you are actually worse, you are supposed to know better. And you are doing it in a sneaky way, by playing silly drivel legal games and blocking my case trying to hide what you are really doing.

Apparently I vastly over rated your intelligence and an adult has to straighten you out. Smarten up, this is not some silly law student academic exercise or some legal theory exercise, you are the Supreme Court, lift your game. These people are running election rigging schemes and stealing from people and you seem to be too stupid to think that far.

It is obvious that you (supposedly somewhat smart people) have not learned what most children learn, that is Do Not Steal. You also have not learned other simple lessons like Consideration for Others (think of others, do not steal), Manners (do not butt in line, special treatment (steal) which is uncouth) and there are Consequences to your actions. Typical of thieves and tyrants. And, you have not learned the adult issues of election rigging, corruption, Bribery, funnelling, etc.

You are helping and protecting the corrupt

politicians and consultants and fundraisers trying to use government jobs/contracts (worth $Billions) to rig elections and get votes and kickbacks. Which are crimes. And, you are helping the morons from the interest groups trying to lower standards and pass over better qualified people, that is steal for themselves, and steal from decent hardworking people. And, you are protecting the political appointees who keep trying to change their story looking for dumb sucker judges to protect their stealing, etc. And, you are helping political operative judges that block a case. And you are protecting this absurd vast preference patchwork, proportionality, unconstitutional policy (really election rigging and payback), across industries, states, and even into private industry.

And, I also point out that you should be saying you are sorry to the victims and compensating them and cleaning this up.

The denial encourages the actions which is causing the actions to be done (18 U.S.C. Section 2, Principals), and as they are unconstitutional and illegal you are condoning such.

The denial is also unconstitutional, as it is essentially changing the Constitution and laws to allow the actions, and giving away the rights, jobs and contracts of Asian, Mid-Eastern and White people and men. This is a violation of the Constitution and laws:

- Judges do not have the legal authority to change the Constitution (Article V),

- Judges do not have the authority to give away rights, jobs and contracts,

- Really an election rigging, money funnelling and payback scheme, not the pretext, election rigging sections (18 U.S.C. Sections 599, 600) are pointed to in the notes to federal civil rights law 42 U.S.C. Section 1987, and most adults understand limits like one cannot commit crimes, if so anyone can, and other laws,

- Politicians are to keep their hands off government jobs and contracts, Breach of Public Trust, changing the merit system and the contract tendering system which the court does not have the authority to do,

- Been tried before, "patchwork" and "not to establish preferential hiring practices in favor of those individuals who were previously the subjects of

discrimination." *Ayon v Sampson (547 F.2d 446, 451)* and "completely unrealistic" (Supplemental), same game over and over, keep trying to get sucker judges to legitimize and protect the stealing and corruption,

- Individual Rights, everyone has the same rights, "Race cannot qualify some and disqualify others from full participation in our democracy" *Rice v. Cayetano 120 S.Ct. 1044, 1060, 528 U.S. 495 (2000).*

- Allow for Due Process (warn, allow to object) and 42 U.S.C. Section 2000e-2(n) (warn, Due Process),

- 42 U.S.C. Section 2000e-2(j), Preferential treatment not to be granted on account of existing number or percentage imbalance (there to stop this),

- Timeline logic error (Bryer's book, page 163), those who receive preferences have not been discriminated against, a relative perhaps 50 plus years ago may have, but these are getting preferences now, and you are creating victims of decent hardworking Asian, Mid-Eastern and White people and men today, and with include not exclude, what is being done excludes better qualified innocent victims and punishes innocent victims, individual rights not group, smarten up, silly thinking,

- Unconstitutionally vague,

- Allows low level civil servants and anyone to steal from people,

- Violation of the statutes that say Asian, Mid-Eastern, White people and men are to be compensated for intentional discrimination, and the election rigging, corruption, Bribery and other criminal statutes, and

- Violation of the rule of law.

This is tyranny by judges, and clearly not "good Behaviour" (Constitution Article III, Section 1) for which judges are to be removed from office. Who do you people think you are?

And, allowing the Respondent to waive a reply is allowing a politician to hide behind judges, which means you are front men and women, court jesters (clowns performing for the politicians).

I should not have to fight with judges and I have been cheated (paid fee expected a fair trial) by judges rigging my case.

I expected the Democrat judges to resign in indignation and embarrassment and shame. Indignation that you were chosen as pawns (reliable

liberal vote) to protect election rigging and corruption, etc., and that you would refuse to do such. Embarrassment that you did not realize what is really going on. Shame that you really want to steal from people and are too dumb to think that far and that you are actually the type of people that you are supposed to be against. Typical of the type of people corrupt politicians look for. I doubt you thought of this or even understand it. There is a phrase "Learn to think outside the box", you cannot even think outside the paper bag (shame) you should be wearing.

CONSEQUENCES

As the court is blocking me and allowing the opponent to hide behind the court it is difficult to know what to fight against. But then again, I have covered the issues and my points are being ignored. Now, to an adult issue, the consequences of denying my Petition include:

As I have tried the honest way and am being blocked, any political party I start, am affiliated with or I act as a consultant for will:

A. Promise government jobs and contracts to get votes and kickbacks. And when elected will replace political operatives with my people.

B. Run my election rigging, stealing, criminal, corruption, Bribery, money funnelling and kickback schemes, and ignore the government merit and contract tendering systems, with impunity, election rigging crimes and the criminal code do not matter.

C. Be protected by the courts, as courts protect such schemes. Therefore, I can do whatever I want and no one can sue me or take any legal action against me.

D. Tell people to send their bills to you, as you are the steal jobs and contracts crowd. This is called a consequence.

So, in other words, I can do anything and get away with it and will be protected by judges.

If I was a sleazy politician or someone in an interest group trying to steal for themselves I would be laughing at this court (dumb suckers) and cheering, yea, I get to steal Billions, rig elections, etc. However, as I used to believe that you work hard, obey the law and play by the rules I am not comfortable with this. There are lines that one does

not cross and I will have to think about being sleazy and crooked. However, when the system has been corrupted, to get rid of the corrupt I will have to cheat better.

LEGAL LESSONS

Again, corrupt politicians are to keep their hands off government jobs and contracts, there are the merit and tender systems, criminal code and election rigging sections to protect the people and this court is ignoring these.

With the living or evolving Constitution, it says get rid of you and give your jobs to me. Or where it says steal from people, I say that says steal from you. You have not thought of the simple point that any one can make up anything. This is also saying the Constitution is changing and then ignoring the section that says how to actually change the Constitution (Article V), a logic and thinking error. Judges do not have the legal authority to change the Constitution. Interpretation does not mean changing, that is going beyond the bounds of the law. And, this shows these judges are incompetent, they do not understand the role of a

judge and the rule of law.

Proportionality (percentage), laughable, not thought of number of people qualified, merit, English language skills, age, and what if no one from a race applies or all cannot pass the tests, some areas are gender and race skewed, and "completely unrealistic" (polite words for dumb), 42 U.S.C. Section 2000e-2(j) (imbalance). Merit hiring and the result does not matter.

Answer is supposed to be trivial, benign actions, merit, the best regardless of race or gender, tenders, do not steal, do not commit crimes.

Collecting application fees and displacing people is commercial fraud. And think you silly thieves, some people cannot afford wasted fees.

If you told decent hardworking parents of children who work hard and get high scores that their children are crap, do not matter, have no rights, and that you want to displace them and steal their education place because they are Asian, Mid-Eastern or White, I would not be surprised if a heated discussion ensued.

I give away your job or deem you displaced from an education spot and you are therefore unqualified, resign, so we can see how you like what you profess being done to you. Did not think of that? Dummy.

CONCLUSION

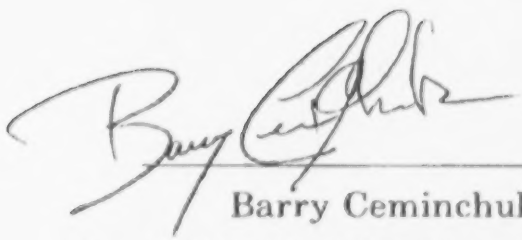
Do your job and accept my Petition for Certiorari or reverse the case as mentioned in the Petition. Big time serious issues.

Again, I do not have to say anymore, I have and can shoot down any drivel, I have won my case, you judges get out of my way. Who do you think you are?

If you deny this Petition For Rehearing, I suggest you exchange your robes for clown suits and get paper bags to cover your faces in shame. And, have the adult intellectual integrity to tell the people what you really are (thieves) and answer my questions so the people will know what is really going on, you work for the people.

Dated October 27, 2010.

Submitted,



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CERTIFICATION

No. 10-32

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Respondent

As required by Supreme Court Rule 44.2, I certify that the Petition For Rehearing is restricted to the grounds specified in Supreme Court Rule 44 and that it is presented in good faith and not for delay.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on October 27, 2010.

Barry Ceminchuk